

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 185 of 2000

For Approval and Signature:

Hon'ble MR.JUSTICE R.R.TRIPATHI

- =====
1. Whether Reporters of Local Papers may be allowed : NO
to see the judgements?
 2. To be referred to the Reporter or not? : NO
 3. Whether Their Lordships wish to see the fair copy : NO
of the judgement?
 4. Whether this case involves a substantial question : NO
of law as to the interpretation of the Constitution
of India, 1950 of any Order made thereunder?
 5. Whether it is to be circulated to the Civil Judge? : NO

MI DAVE

Versus

PANCHMAHALS DISTRICT PANCHAYAT

Appearance:

MR AS SUPEHIA for Petitioner
MR MUKESH R SHAH for Respondent No. 1
MR SP HASURKAR for Respondent No. 2, 3

CORAM : MR.JUSTICE R.R.TRIPATHI

Date of decision: 27/03/2000

ORAL JUDGEMENT

#. Mr.A.S.Supehia, for the petitioner, Mr.S.P.Hasurkar,
learned Additional G.P. for the respondent nos.2 and 3.
Mr.Digant Joshi, learned A.G.P. for Mr.Hasurkar. Rule.
Mr.Joshi,waives service of rule for respondent.

#. With the consent of the parties today the matter is taken up for final disposal.

#. This petition is filed for the relief of getting the interest on an amount of gratuity etc. which were paid to the petitioner on 21.12.1999. Mr.Joshi has pointed out that the petitioner has not represented his case before the authority and therefore in absence of any representation writ of mandamus cannot be issued against the authority. However, Mr.Joshi, further states that the representation if any, made by the petitioner will be considered by the authority in light of the rules and regulations applicable to the subject matter.

#. Mr.Supehia, requests that this petition may be treated as representation by the authority. Mr.Supehia shall submit copy of this petition to the authority on or before 7.4.2000. The authority will consider the representation of the petitioner latest by 15.5.2000. The authority shall pass speaking order on the representation of the petitioner and same shall be communicated to the petitioner by Registered post A.D. letter. With the aforesaid direction rule is made absolute with no order as to costs.

kks